

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X (ECF)
MARGARET DOLSON,

Plaintiff,

**NOTICE OF
MOTION**

-against-

**Docket No.:
05 CIV 2204 (CM)**

VILLAGE OF WASHINGTONVILLE,
STEPHEN PASCAL, CHIEF OF POLICE
sued in his individual capacity,

Defendants.

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PLEASE TAKE NOTICE, that upon the annexed Affirmation of
CYNTHIA DOLAN, ESQ., and the exhibits annexed hereto, Memorandum of
Law, and upon all pleadings and proceedings had heretofore herein, the undersigned
will move this Court before the Honorable Colleen McMahon, at the United States
District Court, Southern District of New York, 300 Quarropas Street, White Plains,
New York on the ____ day of June 2005 at 9:30 AM, or as soon thereafter as
counsel may be heard, for order dismissing the plaintiff's claims against the
defendants on the basis that the plaintiff has failed to plead a prima facie case and a
cause of action upon which relief may be granted pursuant to Fed.R.Civ.P.,
Rule12(b)(6) and for an order granting the defendant summary judgment pursuant to
Fed.R.Civ.P., Rule 56(c) on the issues of qualified and absolute immunity, together
with such other and further relief as the Court may deem just and appropriate under
the circumstances herein.

PLEASE TAKE FURTHER NOTICE, that answering Affirmations, if any, must be served upon the undersigned two weeks from date of receipt of this motion.

DATED: White Plains, New York
May 27, 2005

Yours etc.,

S/
BY: CYNTHIA DOLAN, ESQ.
BOEGGEMAN, GEORGE, HODGES
& CORDE, P.C.
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TO: LAW OFFICE OF MICHAEL H. SUSSMAN
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